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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 10-0380 MHP
)	No. CR 05-0678 MHP
Plaintiff,)	
)	STIPULATION AND [PROPOSED] ORDER
v.)	EXCLUDING TIME UNDER 18 U.S.C. § 3161
)	
JOSE MANUEL SEGURA-DEL REAL,)	
)	
Defendant.)	
_____)	

The parties appeared before the Honorable Marilyn H. Patel on July 12, 2010. Due to defense counsel's unavailability, the matter has been continued to July 26, 2010. With the agreement of both parties, the Court found and held as follows:

1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from July 12, 2010 to July 26, 2010, in light of the need for continuity of counsel. Failure to grant the requested continuance would unreasonably deny the defendant continuity of counsel

1 and reasonable time necessary for effective preparation, taking into account the exercise of due
2 diligence.

3 2. Given these circumstances, the Court found that the ends of justice served by excluding
4 the period from July 12, 2010 to July 26, 2010, outweigh the best interest of the public and the
5 defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

6 3. Accordingly, and with the consent of the defendant, the Court ordered that the period from
7 July 12, 2010 to July 26, 2010, be excluded from the Speedy Trial Act calculations under 18
8 U.S.C. § 3161(h)(7)(A) and (B)(iv).

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10 SO STIPULATED:

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12 JOSEPH P. RUSSONIELLO
United States Attorney

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14 DATED: July 12, 2010

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16
17 /s/
PATRICIA SPALETTA
Special Assistant United States Attorney

18
19 DATED: July 12, 2010

20 /s/
SHAWN HALBERT
Assistant Federal Public Defender

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22 SO ORDERED.

23
24 DATED: 7/14/2010

